



State of Utah
DEPARTMENT OF NATURAL RESOURCES
DIVISION OF OIL, GAS AND MINING

Michael O. Leavitt
Governor

Kathleen Clarke
Executive Director

Lowell P. Braxton
Division Director

1594 West North Temple, Suite 1210
PO Box 145801
Salt Lake City, Utah 84114-5801
801-538-5340
801-359-3940 (Fax)
801-538-7223 (TDD)

November 16, 2001

Bryce H. Haas
331 East 200 South
Lindon, Utah 84042

Re: Acceptance of "Transitional Reclamation Contract" and Reclamation Surety, B & C Limestone Quarry, M/039/013, Sanpete County, Utah

Dear Mr. Haas:

On November 5, 2001, the Director of the Division of Oil, Gas and Mining formally approved the form and amount of "Transitional Reclamation Surety" for your B & C Limestone mine. The transitional reclamation surety in the amount of \$36,000 is in the form of a Letter of Credit (#015413040) issued by Far West Bank, Provo, Utah. *The transitional surety is intended to temporarily cover the anticipated reclamation costs for the current 23.25 acres of disturbance at the B & C Quarry. The transitional surety will remain in place until the large mining notice of intention is approved, but for no longer than a 12 month period. Before final large mine plan approval is granted, the amount of surety may have to be adjusted either up or down and a standard Reclamation Contract must be submitted to the Division.* We received a standard Reclamation Contract on September 20, 2001. This contract is premature and is being returned with this letter. Copies of the fully signed and executed Transitional Reclamation Contract and Letter of Credit are enclosed for your files.

The filing of this Transitional Reclamation surety satisfies mitigation item #1 of the August 16, 2001 noncompliance notice. However, you are reminded that the November 14, 2001, extended deadline to mitigate item #2 of the noncompliance notice (submittal of a permit modification) has now passed. Please forward this modification immediately to resolve the Non-compliance notice and avoid further enforcement action.

As you know, you may continue with mining operations within the current 23.25 acre disturbed area footprint. **However, you are not authorized to expand this area before receiving Division approval of your permit modification and making any required changes to the surety amount.**

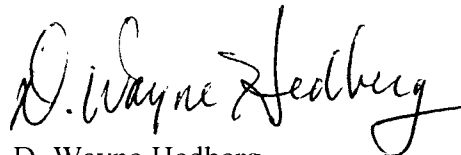
Page 2
Bryce Haas
M/039/013
November 16, 2001

Once we receive the permit modification and complete the tentative approval process, we will again have to publish in the local area and Salt Lake Newspapers our decision to grant tentative approval of this project. We already published a tentative approval notice for the 9.7 acres identified in your original large mine notice. The public comment period ended on March 14, 2001. Because you exceeded the tentatively approved disturbed area before you received final Division approval, you will be charged for this second publication notice. When we receive the billing invoices from the newspapers, we will forward copies to you for payment. **The revised/adjusted reclamation surety and final Reclamation Contract are required before the end of the public comment period. This will allow the Division to issue final approval of the tentatively approved permit application as published.**

Please be advised that you must also acquire formal approval from the School and Institutional Trust Lands Administration, as this project involves a state mineral lease.

We look forward to the receipt of your permit modification so we may finalize the large mine permit approval process. Thank you for your help toward this end. Please contact me at (801) 538-5286 or Lynn Kunzler at 538-5310 if you have any questions regarding this letter.

Sincerely,

A handwritten signature in black ink, reading "D. Wayne Hedberg". The signature is fluid and cursive, with the first name "D." and last name "Hedberg" clearly legible.

D. Wayne Hedberg
Permit Supervisor
Minerals Regulatory Program

jb
Enclosure: Copy of Transitional RC & LOC, original RC rec'd 9/20/01
cc: John Blake, SITLA (ML 48313-MP)
Lynn Kunzler, DOGM
M39-13-ltr.

FORM MR-TRC
RECLAMATION CONTRACT
(SMO - LMO transition)
(Revised April 17, 2001)

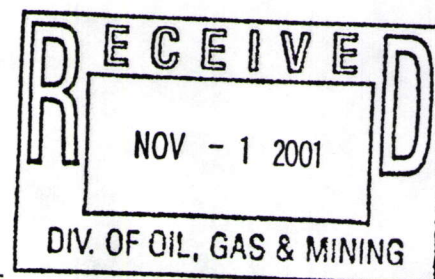
DOGM File Number M/039/013

Effective Date Nov 5, 2001

Other Agency File Number ML 48313-MP

STATE OF UTAH
DEPARTMENT OF NATURAL RESOURCES
DIVISION of OIL, GAS and MINING
1594 West North Temple Suite 1210
Box 145801
Salt Lake City, Utah 84114-5801
(801) 538-5291
Fax: (801) 359-3940

*see bond file for
original*



TRANSITIONAL RECLAMATION CONTRACT
---ooOoo---

For the purpose of this RECLAMATION CONTRACT the terms below are defined as follows:

"NOTICE OF INTENTION" (NOI): (File No.)
(Mineral Mined)

M/039/013
Limestone

"MINE LOCATION":
(Name of Mine)
(Description)

B & C Limestone Quarry
1.1 mile south of Fayette, Utah

"DISTURBED AREA":
(Disturbed Acres)
(Legal Description)
(Topographic Map)

23.25 acres
(refer to "Attachment A")
("Attachment C", disturbed area boundary)

"OPERATOR":
(Company or Name)
(Address)

Bryce H. Haas
331 E 200 S
Lindon, UT 84042
quarry: (435) 528-5342
home: (801) 796-6207

(Phone)

"OPERATOR'S REGISTERED AGENT":
(Name)
(Address)

Bryce H. Haas
331 E 200 S
Lindon, UT 84042
quarry: (435) 528-5342
home: (801) 796-6207

(Phone)

FORM MR-RC
Revised April 4, 2001
RECLAMATION CONTRACT

File Number m/039/013

Effective Date _____

Other Agency File Number _____

RECEIVED

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Salt Lake City, Utah 84114-5801
(801) 538-5291
Fax: (801) 359-3940

SEP 20 2001

DIVISION OF
OIL, GAS AND MINING

RECLAMATION CONTRACT

---ooOoo---

*Preparation
Contract
Returned to operator
11-16-01*

For the purpose of this RECLAMATION CONTRACT the terms below are defined as follows:

"NOTICE OF INTENTION" (NOI): (File No.)
(Mineral Mined)

m/039/013
limestone

"MINE LOCATION":
(Name of Mine)
(Description)

B.C. Limestone Quarry
1/2 mile South of Fayette
Fayette, UT

"DISTURBED AREA":
(Disturbed Acres)
(Legal Description)

23.25 acres
(refer to Attachment "A")

"OPERATOR":
(Company or Name)
(Address)

Bruce H. Haas
331 E 200 S
London, UT 84042
Home: 801-796-1020
Quarry: 435-528-5342

(Phone)